## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	IITED STATES OF AMERICA	)	
	Plaintiff,	) 8:09CR390 )	
	vs.	) DETENTION ORDER	
ТН	IOMAS KNIFECHIEF,	) }	
	Defendant.	}	
A.	. Order For Detention  After waiving a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on December 1, 2009, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).		
B.	Statement Of Reasons For The Detention  The Court orders the defendant's detention because it finds:  X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.  X By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.		
C.	which was contained in the Pretrial Service  X (1) Nature and circumstances of th X (a) The crime: assault result U.S.C. §§ 1153 and 113 years imprisonment. (b) The offense is a crime o (c) The offense involves a new contained to the contained of the contained	ne offense charged: ling in serious bodily injury in violation of 18 8(a)(6) carries a maximum sentence of ten f violence.	
	may affect whet The defendant h X The defendant h The defendant h The defendant is The defendant ties. Past conduct of X The defendant h A X The defendant h Court proceedin (b) At the time of the curren Probation X Parole - Californ	of the defendant including: appears to have a mental condition which ther the defendant will appear. has no family ties in the area. has no steady employment. has no substantial financial resources. Is not a long time resident of the community. does not have any significant community  the defendant: has a history relating to drug abuse. has a history relating to alcohol abuse. has a significant prior criminal record. has a prior record of failure to appear at gs. t arrest, the defendant was on:	

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	(c) Other F	-actors:
		The defendant is an illegal alien and is subject to deportation.
		The defendant is a legal alien and will be subject to deportation if convicted.
		The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
_X_ (4)	release are a defendant's p	and seriousness of the danger posed by the defendant's s follows: the nature of the charges in the Indictment, the prior history of violating conditions of release, and the xtensive criminal history.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: December 1, 2009. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge